

LDC (Proposed) Report	Application number	2023/5281/P
Officer	Expiry date	
Fast Track Team	04/03/2024	
Application Address	Authorised Officer Signature	
82 Mill Lane London NW6 1NL		
Conservation Area	Relevant article 4	
-	None relevant	
Proposal		
Change of use from hairdressers salon (Class E (c)(iii) to nail bar (Class E (c)(iii)).		
Recommendation:	Grant Lawful Development Certificate	

1. The certificate is for Change of use from hairdressers salon (Class E (iii) to nail bar (Class E (iii)).
2. Section 55 of the Town and Country Planning Act 1990 defines “development”. Planning permission is required for most forms of “development” (unless excluded by Section 57). However, Section 55(2) say, amongst other things, that *“The following operations or uses of land shall not be taken for the purposes of this Act to involve development of the land—*
...
(f) in the case of buildings or other land which are used for a purpose of any class specified in an order made by the Secretary of State under this section, the use of the buildings or other land or, subject to the provisions of the order, of any part of the buildings or the other land, for any other purpose of the same class.”
3. The relevant Order is the Town and Country Planning (Use Classes) Order 1987 (as amended). Class E of the Order is broad and covers commercial, business, and service uses. These include:
E(c)(iii) Other appropriate services in a commercial, business or service locality
The existing use as a hairdressers salon falls with Class E under paragraph E(c)(iii) Other appropriate services in a commercial, business or service locality. The proposed use as a nail bar also falls within Class E, under paragraph E(c)(iii). As such, the change of use would be for a purpose of the same class, and so would not constitute “development” as defined by Section 55 of the Town & Country Planning Act 1990, and therefore would not require planning permission.
4. An objection was received on planning merits grounds, but the assessment is one of fact rather than merit.
5. Grant Certificate of Proposed Lawful Development.